

Amendment No. 1 to HB3146

Fowlkes  
Signature of Sponsor

**AMEND Senate Bill No. 2711\***

**House Bill No. 3146**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-13-111, is amended by designating the existing language as a new subsection (a).

SECTION 2. Tennessee Code Annotated, Section 8-13-111, is further amended by adding the following language as a new subsection (b):

(b) In recording instruments with accompanying legal fees, the register shall adopt a policy regarding over payment of fees consisting of any of the following options:

(1) Establishing a credit/debit account or copy account for individual customers;

(2) Contacting the customer for specific instruction in accordance with the written direction on file with the register's office from the person or entity tendering the instrument;

(3) Allowing reasonable overage amounts which the register's office may retain as fees of the office; or

(4) Registering every instrument eligible for registration accompanied by fees equal to or in excess of the required legal fees, unless the customer tendering the document requests that the register return such document, or directs the document to be recorded and requests a refund of excess monies, permitting the register's office to retain a reasonable amount of the excess payments as fees of the office.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.